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March 18, 2003

Ms. Dorothy Beard Chief, Dockets Section Department of Transportation 400 7th Street, S.W. Room PL-401 Washington, D.C. 20590

RE: Docket OST-2002-13089

Dear Ms. Beard:

Attached for filing in the referenced docket is a letter dated today addressed to the Assistant Secretary for Aviation and International Affairs and a press release issued by DHL Airways, Inc., relating to the appointment of a new Chairman and Chief Executive Officer. Copies of the letter and release are being served today on all parties listed on the attached service list by telecopier.

Respectfull submitted,

Stephen H. Lachter

**LACHTER & CLEMENTS LLP** 

COUNSEL FOR DHL AIRWAYS, INC.

CC: All Parties on Attached Service List

### **CERTIFICATE OF SERVICE**

I hereby certify that I have served by telecopier copies of the foregoing Letter and Press Release of DHL Airways, Inc., this 18<sup>th</sup> day of March, 2003 to all persons named on the Service List.

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John H. Dasburg 1 Harbor Point Key Biscayne, FL 33149 (305) 378-7770

March 18, 2003

The Honorable Read C. Van de Water Assistant Secretary for Aviation and International Affairs US Department of Transportation Washington, DC 20590

Dear Secretary Van de Water:

I am writing to notify you, pursuant to § 204.5 of the Department's rules, that effective as of April 1, 2003, I will be assuming the responsibilities of Chairman of the Board and Chief Executive Officer of DHL Airways, Inc., a U.S. certificated air carrier ("Airways"). Commensurate with my assuming these important responsibilities, I will acquire 5% of the common stock of Airways. When the documents are completed, copies will be supplied to the Department together with any additional materials the Department may require. I hope, also, to be able to visit the Department's offices shortly and meet with you and other senior DOT officials to discuss my vision for leading the company.

This appointment comes at an important time in the history of Airways. For two years, the company, its owners and senior management team have been subjected to what I believe has been an unfair attack by its two largest rivals who allege that foreign interests illegally control Airways. I have been advised by counsel for Airways that the Department has conducted a thorough review of these issues. I understand that all relevant corporate materials have been lodged with and reviewed by the Department as part of the informal fitness review undertaken during the corporate reorganization of Airways in 2001. I am aware that challenges to Airways' citizenship are still pending before the Department in a number of dockets and I look forward to the expedited resolution of these issues and dismissal of these challenges.

The Honorable Read C. Van de Water Page 2 March 18, 2003

I understand fully that the fitness requirement, and the citizenship component of that requirement, is a "continuing" requirement. I take this requirement very seriously. You have my personal pledge that I will be vigilant in maintaining U.S. citizen ownership and control of Airways and will keep you and your staff informed of any material changes or circumstances that might affect Airways' citizenship.

The Department will be completing shortly a round of comments on the matters discussed in Inspector General Mead's letter to Chairman Young. Airways will be filing comments on the appointed dates as well. I hope that you and the professional staff of the DOT will be able to resolve these matters promptly so that my management team and I can devote our time and attention to the difficult challenges faced today by all U.S. carriers.

We are attaching a copy of the company's press release announcing these developments and we have served a copy of this correspondence together with the press release on representatives of Federal Express, United Parcel Service, Lynden Air Cargo and all other parties in the relevant docket.

Thank you.

Sincerely,

John H. Dasburg



Media Contact:

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## John Dasburg Named Chief Executive of DHL Airways, Inc.

Chicago, IL – March 18, 2003 – The board of directors of DHL Airways announced today that John H. Dasburg was appointed to the positions of Chairman and Chief Executive Officer.

The announcement today was made by Roy Moulton, acting Chairman of the Board of DHL Airways, a leading U.S. provider of air cargo services whose principal customers include the DHL Worldwide Express Network and the United States military.

"The board of directors had a difficult task finding an executive who could meet the very high performance and character standards we felt DHL Airways demanded to take it to the next level," said Moulton. "In John Dasburg, we have exceeded our expectations."

Dasburg succeeds Joseph R. O'Gorman, the highly regarded airline executive who died suddenly in August 2002.

Dasburg will resign from his position at Burger King Corporation effective March 31, 2003 to accept the appointment commencing on April 1, 2003. Dasburg served as Chairman, Chief Executive Officer and President of the quick service restaurant giant from April 2001 to January 6, 2003. He led the turnaround of the company that culminated in its December 2002 sale.

Prior to joining Burger King, Dasburg served ten years as President and Chief Executive Officer of Northwest Airlines, the world's fourth largest airline. Under Dasburg's leadership as President and CEO of Northwest, the company established its reputation for operational excellence, experienced consistent and profitable growth and became known as a strategic innovator.

Before his airline career, he served as president of Marriott's Lodging Group and executive vice president and CFO of Marriott Corp. As President, he was responsible for the full range of Marriott's lodging products as well as their development. He joined Marriott in 1980. Prior to his tenure at Marriott, he was a partner with KPMG, an international CPA firm.

### Page 2 of 2/Dasburg Named CEO of DHL Airways

Moulton said, "Dasburg is a superb leader with strong ethical standards. John has demonstrable success in managing and growing airlines profitably, the insight to manage relationships with key business partners and employees, and the vision and drive to transform our company into the leader in our sector. We are very fortunate that John Dasburg has decided to rejoin the airline industry. He is one of the most respected and successful business leaders in America."

"In accepting the challenge to lead DHL Airways, I am pleased to have the opportunity to work with such an outstanding workforce in a company with such tremendous potential," said Dasburg.

"In these challenging times," Dasburg continued, "I am proud to be a part of a company which provides first rate logistical support for the United States Armed Forces. Our men and women in uniform can be confident that DHL Airways will give them the continued support they so rightly deserve."

Dasburg is a recipient of the 2001 Horatio Alger Award for Distinguished Americans and a recipient of the Commercial Air Transport Laureate Award in 2001. He was named airline industry "Man of the Year" in 1994 by Travel Agent magazine and has received numerous awards and recognitions of business distinction.

Dasburg received a bachelor's degree in engineering, a master's degree in business administration and a law degree, all from the University of Florida. He served three years in the U.S. Navy with one year in Vietnam.

He is active in civic affairs and serves as a director of a number of for profit and not-for-profit enterprises. He was appointed in 1991 by President George Bush to the White House Fellows Committee. He was appointed in 2003 by Governor Jeb Bush as a member of the Board of Governors of the Florida university system.

DHL Airways, Inc., is a licensed U.S. air carrier operating a fleet of 40 aircraft from its hub at the Cincinnati/ Northern Kentucky International Airport. The airline provides all-cargo scheduled and charter services on a contract basis for the DHL Worldwide Express network and charter services for other customers, including the U.S. military. DHL Airways is a participant in the United States Civil Reserve Air Fleet program supporting our national defense. DHL Airways also currently has an operation in Ramstein, Germany supplementing United States Air Force operations from Germany to military installations in Europe and the Middle East.